CWP No.1119 of 2007

10.9.2007. Present: Mr.Dinesh Bhanot, counsel for the petitioner.
Mr.M.S.Chandel, Advocate General, with Mr.Ashutosh Burathoki, Addl.A.G., for respondents No.1 to 3.
Mr.Archana Dutt, counsel for respondent No.4.

This writ petition is directed against the order of the learned H.P. State Administrative Tribunal passed in OA No.3172 of 2000. The entire dispute revolves around the appointment of a Water Carrier in Government Primary School, Bani.

We have perused the entire record and found that respondent No.4 Smt.Maya Devi had been awarded 30 marks and was shown to be selected by the duly constituted Interview Board. However, no appointment letter was issued in her favour and appointment letter was issued in favour of Smt.Bir Dei, present petitioner. The stand of the State before the learned Tribunal was that respondent No.4 Smt.Bir Dei was appointed as Part Time Water Carrier in the Government School on the recommendation of the Selection Committee. This was found to be false. It was also stated that Smt.Bir Dei was appointed on compassionate grounds on the recommendations of the Government, yet no such recommendation was found on the record.

Therefore, we are of the view that the learned Tribunal was absolutely right in quashing the appointment of the petitioner Smt.Bir Dei as Part Time Water Carrier. There is no error in the order of the learned Tribunal. Therefore, the writ petition is dismissed in limini.

CMP NO.1861 of 2007:

In view of the dismissal of the main petition, this application also stands disposed of.

Caveat Pet.No.169 of 2007:

No orders in view of the dismissal of the main petition.

(Deepak Gupta), J.

September 10, 2007(trs) **(V.K. Ahuja), J.**